

# HOUSE JOURNAL

## OF THE

# IDAHO LEGISLATURE

SECOND REGULAR SESSION  
FIFTY-NINTH LEGISLATURE

EIGHTEENTH LEGISLATIVE DAY  
THURSDAY, JANUARY 24, 2008

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Monica Cutler, Page.

### Approval of Journal

January 24, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Seventeenth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

### Consideration of Messages from the Governor and the Senate

January 23, 2008

Mr. Speaker:

I transmit herewith **S 1259, S 1282, and S 1284** which have passed the Senate.

WOOD, Secretary

**S 1259, S 1282, and S 1284** were filed for first reading.

### Report of Standing Committees

January 24, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 386, H 387, H 388, H 389, H 390, H 391, H 392, H 393, H 394, H 395, H 396, H 397, H 398, H 399, H 400, and H 401**.

CLARK, Chairman

**H 386, H 387, and H 400** were referred to the Revenue and Taxation Committee.

**H 388 and H 390** were referred to the Health and Welfare Committee.

**H 389** was referred to the Judiciary, Rules, and Administration Committee.

**H 391, H 392, H 393, and H 394** were referred to the Agricultural Affairs Committee.

**H 395, H 396, H 397, H 398, H 399, and H 401** were referred to the Education Committee.

January 24, 2008

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 351 and H 354** and recommend that they do pass.

LOERTSCHER, Chairman

**H 351 and H 354** were filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

### Introduction, First Reading, and Reference of Bills and Joint Resolutions

#### HOUSE BILL NO. 402 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-308, IDAHO CODE, TO PROVIDE THAT ANY PRECINCT MAY BE DESIGNATED BY THE BOARD OF COUNTY COMMISSIONERS AS A VOTE BY MAIL PRECINCT AND TO ALLOW OTHER VOTING PLACES WITHIN A PRECINCT.

#### HOUSE BILL NO. 403 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO THE DEPARTMENT OF ADMINISTRATION; REPEALING SECTION 58-330, IDAHO CODE, RELATING TO THE INTEGRATED PROPERTY RECORDS SYSTEM; AMENDING SECTION 67-5701, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR MAY PROMULGATE RULES; AMENDING SECTION 67-5704, IDAHO CODE, TO PROVIDE ADVANCE PAYMENTS AND INTERACCOUNT TRANSACTIONS TO AGENCIES AND INSTITUTIONS OF STATE GOVERNMENT; AMENDING SECTION 67-5706, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 67-5708, IDAHO CODE, TO PROVIDE THAT THE DEPARTMENT OF ADMINISTRATION MAY PAY COSTS INCURRED IN THE OPERATION AND MANAGEMENT OF STATE PROPERTIES FROM RENTS RECEIVED AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5708A, IDAHO CODE, TO DELETE OBSOLETE DATES AND TO PROVIDE THAT THE DIRECTOR SHALL MAINTAIN A CURRENT INVENTORY OF ALL LEASES OF FACILITIES USED BY STATE AGENCIES; AMENDING SECTION 67-5709, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY, TO PROVIDE REMITTANCE TO THE FACILITIES SERVICES FUND AND TO MAKE TECHNICAL CORRECTIONS;

AMENDING SECTION 67-5710, IDAHO CODE, TO REMOVE OBSOLETE DATES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5710A, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO REVISE REQUIREMENTS OF PLANS AND SPECIFICATION APPROVAL; AMENDING SECTION 67-5710B, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-5711, IDAHO CODE, TO REVISE DESCRIPTIVE LANGUAGE, TO REMOVE REFERENCE TO THE RULES OF THE PERMANENT BUILDING FUND ADVISORY COUNCIL AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 67-5711A, IDAHO CODE, TO REVISE PROCEDURES FOR DESIGN-BUILD CONTRACTING; AMENDING SECTION 67-5711C, IDAHO CODE, TO REVISE PROCEDURES FOR AWARDED CONTRACTS FOR PUBLIC WORKS PROJECTS AND TO DEFINE A TERM; AMENDING SECTION 67-5711D, IDAHO CODE, TO REVISE PROCEDURES FOR ENERGY SAVINGS PERFORMANCE CONTRACTS AND TO DELETE A CODE REFERENCE; AMENDING SECTION 67-5712, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 67-5713, IDAHO CODE, TO REVISE PROCEDURES FOR CONSTRUCTION AND ALTERATION OF STATE CORRECTIONAL FACILITIES; AMENDING SECTION 67-5716, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 67-5717, IDAHO CODE, TO REVISE POWERS AND DUTIES OF THE ADMINISTRATOR OF THE DIVISION OF PURCHASING; AMENDING SECTION 67-5718, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO REVISE PROCEDURES FOR OPENING OF BIDS; AMENDING SECTION 67-5718A, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5720, IDAHO CODE, TO ALLOW FOR PURCHASE IN THE OPEN MARKET WITHOUT COMPETITIVE BIDDING; REPEALING SECTION 67-5721, IDAHO CODE, RELATING TO ACQUISITION OF NONOWNED PROPERTY; AMENDING SECTION 67-5723, IDAHO CODE, TO DELETE LANGUAGE REGARDING RULES RELATING TO DISCOUNTS; AMENDING SECTION 67-5724A, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5725, IDAHO CODE, TO REVISE LANGUAGE RELATING TO RECORDS ASSOCIATED WITH THE AWARD OF A CONTRACT AND TO PROVIDE CODE REFERENCES; AMENDING SECTION 67-5726, IDAHO CODE, TO REVISE LANGUAGE PROVIDING WHEN A VENDOR SHALL BE INELIGIBLE FOR THE AWARD OF A CONTRACT AND TO REVISE PROCEDURES; REPEALING SECTION 67-5727, IDAHO CODE, RELATING TO MAINTENANCE OF STOCKS; AMENDING SECTION 67-5727A, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5729, IDAHO CODE, TO REVISE LANGUAGE RELATING TO APPLICATION OF THE ADMINISTRATIVE PROCEDURE ACT; AMENDING SECTION 67-5730, IDAHO CODE, TO REVISE LANGUAGE RELATING TO QUALIFICATION AND DISQUALIFICATION OF VENDORS, TO PROVIDE FOR A STANDARD OF REVIEW AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 67-5732, IDAHO CODE, RELATING TO ADDITIONAL RULES; AMENDING SECTION 67-5733, IDAHO CODE, TO REVISE APPEALS PROCEDURES FOR THE DIVISION OF

PURCHASING AND TO PROVIDE FOR A STANDARD OF REVIEW; AMENDING SECTION 67-5734, IDAHO CODE, TO REVISE A CODE CITATION AND TO REMOVE REFERENCE TO THE ORDER OF THE DETERMINATIONS OFFICER; AMENDING SECTION 67-5735, IDAHO CODE, TO REVISE PROCESSING PROCEDURES FOR REIMBURSEMENT OF CONTRACTORS; AMENDING SECTION 67-5736, IDAHO CODE, TO REVISE ACCEPTANCE PROCEDURES; AMENDING SECTION 67-5737, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5740, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5741, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5742, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5743, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5744, IDAHO CODE, TO DELETE REFERENCE TO THE SURPLUS PROPERTY REVOLVING FUND AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5745A, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5745C, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5747, IDAHO CODE, TO REVISE POWERS AND DUTIES REGARDING INFORMATION TECHNOLOGY AND RELATED EQUIPMENT AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5748, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 67-5751, IDAHO CODE, TO REMOVE REFERENCE TO MICROFILMING SERVICES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5753, IDAHO CODE, TO REMOVE REFERENCE TO MICROFILM SERVICES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-5773, IDAHO CODE, TO REMOVE REFERENCE TO THE RISK MANAGEMENT ADVISORY COMMITTEE; AMENDING SECTION 67-5776, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING SEVERABILITY.

#### **HOUSE BILL NO. 404**

##### **BY RESOURCES AND CONSERVATION COMMITTEE AN ACT**

RELATING TO WATER; REPEALING SECTION 42-620, IDAHO CODE, RELATING TO CERTAIN WATER DISTRICT EXPENSES; AND AMENDING CHAPTER 17, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-1779, IDAHO CODE, TO PROVIDE FOR THE TRANSFER OF SPECIFIED SUMS TO DESIGNATED ACCOUNTS FOR USE IN A STATEWIDE COMPREHENSIVE AQUIFER PLANNING AND MANAGEMENT EFFORT.

#### **HOUSE BILL NO. 405**

##### **BY RESOURCES AND CONSERVATION COMMITTEE AN ACT**

RELATING TO LOG SCALING; AMENDING SECTION 38-1203, IDAHO CODE, TO PROVIDE FOR THE IDAHO BOARD OF SCALING PRACTICES AND TO REVISE MEMBERSHIP APPOINTMENT PROVISIONS; AMENDING SECTION 38-808, IDAHO CODE, TO PROVIDE REFERENCES TO THE IDAHO BOARD OF SCALING PRACTICES AND TO

MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 38-809, IDAHO CODE, TO PROVIDE REFERENCES TO THE IDAHO BOARD OF SCALING PRACTICES; AMENDING SECTION 38-1202, IDAHO CODE, TO PROVIDE REFERENCE TO THE IDAHO BOARD OF SCALING PRACTICES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 38-1207, IDAHO CODE, TO PROVIDE REFERENCE TO THE IDAHO BOARD OF SCALING PRACTICES; AND AMENDING SECTION 38-1220A, IDAHO CODE, TO PROVIDE REFERENCE TO THE IDAHO BOARD OF SCALING PRACTICES AND TO MAKE TECHNICAL CORRECTIONS.

**HOUSE BILL NO. 406**

**BY RESOURCES AND CONSERVATION COMMITTEE**  
AN ACT

RELATING TO STATE ENDOWMENT LANDS; AMENDING SECTION 58-307, IDAHO CODE, TO PROVIDE FOR THE LEASE OF STATE ENDOWMENT LANDS FOR RESIDENTIAL PURPOSES.

**HOUSE BILL NO. 407**

**BY RESOURCES AND CONSERVATION COMMITTEE**  
AN ACT

RELATING TO LOG SCALING; AMENDING SECTION 38-1204, IDAHO CODE, TO REVISE QUALIFICATION PROVISIONS RELATING TO THE STATE BOARD OF SCALING PRACTICES.

**HOUSE BILL NO. 408**

**BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE**  
AN ACT

RELATING TO LAW ENFORCEMENT; AMENDING SECTION 18-915, IDAHO CODE, TO PROHIBIT ASSAULT OR BATTERY UPON A MISDEMEANOR PROBATION OFFICER; AMENDING CHAPTER 39, TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 19-3947, IDAHO CODE, TO PROVIDE FOR COUNTY MISDEMEANOR PROBATION OFFICE SERVICES; AMENDING SECTION 19-5101, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 19-5109, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO AUTHORIZE THE IDAHO PEACE OFFICER STANDARDS AND TRAINING COUNCIL TO ESTABLISH STANDARDS FOR MISDEMEANOR PROBATION OFFICERS; AMENDING SECTION 20-227, IDAHO CODE, TO REVISE AUTHORITY OF MISDEMEANOR PROBATION OFFICERS; AMENDING CHAPTER 8, TITLE 31, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 31-878, IDAHO CODE, TO PROVIDE FOR MISDEMEANOR PROBATION SERVICES; AND AMENDING SECTION 31-3201D, IDAHO CODE, TO REVISE A FEE AND TO REVISE FEE DISTRIBUTION.

**HOUSE BILL NO. 409**

**BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE**  
AN ACT

RELATING TO THE IDAHO SHORTHAND REPORTERS ACT; AMENDING SECTION 54-3101, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION AND TO PROVIDE INTENT; AMENDING SECTION 54-3102, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION

54-3103, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS AND TO PROVIDE THAT A CERTIFICATE TO PRACTICE SHORTHAND REPORTING SHALL NOT BE TRANSFERABLE; AMENDING SECTION 54-3104, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 54-3105, IDAHO CODE, TO PROVIDE THAT NOMINEES TO THE BOARD MUST POSSESS A CURRENT CERTIFIED SHORTHAND REPORTER LICENSE, TO DELETE PROVISIONS RELATING TO APPOINTMENTS TO THE INITIAL STATE CERTIFIED SHORTHAND REPORTERS BOARD, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3106, IDAHO CODE, TO REVISE TITLES OF BOARD OFFICERS, TO REVISE PROVISIONS RELATING TO BOARD OFFICER ELECTIONS, TO REVISE PROVISIONS RELATING TO RECORDKEEPING OF BOARD PROCEEDINGS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3107, IDAHO CODE, TO AUTHORIZE THE BOARD TO DETERMINE QUALIFICATIONS OF APPLICANTS FOR CERTIFICATE RENEWAL AND TO ISSUE TEMPORARY PERMITS, TO MAKE TECHNICAL CHANGES, TO AUTHORIZE THE BOARD TO REFUSE TO ISSUE, TO REFUSE TO RENEW OR OTHERWISE DISCIPLINE ANY CERTIFICATE OR PERMIT AND TO PROVIDE THAT THE BOARD MAY AUTHORIZE THE BUREAU OF OCCUPATIONAL LICENSES TO ACT AS ITS AGENT; AMENDING SECTION 54-3108, IDAHO CODE, TO REVISE A PROVISION RELATING TO AN APPLICANT'S RESIDENCY, TO MAKE TECHNICAL CORRECTIONS, TO DELETE A STATUTORY REFERENCE AND TO PROVIDE FOR RENEWAL AND REINSTATEMENT OF CERTIFICATES; AMENDING SECTION 54-3109, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY, TO PROVIDE REFERENCE TO REQUIRED FEES AND TO DELETE A STATUTORY REFERENCE; AMENDING SECTION 54-3110, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY, TO REVISE PROVISIONS RELATING TO CONSEQUENCES OF FAILURE TO RENEW CERTIFICATE ANNUALLY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3111, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-3112, IDAHO CODE, TO PROVIDE THAT THE BOARD MAY REFUSE TO ISSUE, REFUSE TO RENEW, SUSPEND, REVOKE, OR OTHERWISE SANCTION A TEMPORARY PERMIT OR A CERTIFICATE, TO PROVIDE AN ADDITIONAL REASON FOR THE BOARD TO REFUSE TO ISSUE, REFUSE TO RENEW, SUSPEND, REVOKE OR OTHERWISE SANCTION A TEMPORARY PERMIT OR CERTIFICATE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3113, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3114, IDAHO CODE, TO REVISE JUDICIAL REVIEW OF BOARD ACTION; AMENDING SECTION 54-3115, IDAHO CODE, TO PROVIDE FOR REINSTATEMENT OF A TEMPORARY PERMIT, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 54-3116, IDAHO CODE, RELATING TO THE FIVE YEAR CERTIFICATE RENEWAL PERIOD; AMENDING SECTION 54-3117, IDAHO CODE, TO DELETE PROVISIONS RELATING TO THE STATE CERTIFIED SHORTHAND

REPORTERS FUND, TO PROVIDE THAT FEES BE PAID TO THE BUREAU OF OCCUPATIONAL LICENSES, BE DEPOSITED IN THE STATE TREASURY TO THE CREDIT OF THE OCCUPATIONAL LICENSES FUND AND THAT ALL COSTS INCURRED BE CHARGED AGAINST THE FUND; AND AMENDING SECTION 54-3118, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION.

**HOUSE BILL NO. 410**  
**BY JUDICIARY, RULES, AND ADMINISTRATION**  
**COMMITTEE**  
 AN ACT

RELATING TO DENTISTS; AMENDING SECTION 54-930, IDAHO CODE, TO PROVIDE FOR THE CONTINUED OPERATION OF A DENTAL PRACTICE BY THE PERSONAL REPRESENTATIVE, EXECUTOR OR SURVIVING SPOUSE OR HEIR OF A DECEASED DENTIST AND TO MAKE A TECHNICAL CORRECTION.

**HOUSE BILL NO. 411**  
**BY BUSINESS COMMITTEE**  
 AN ACT

RELATING TO ANNUITIES; AMENDING SECTION 41-1940, IDAHO CODE, TO PROVIDE FOR SUITABILITY OF ANNUITY SALES TO CONSUMERS.

**HOUSE BILL NO. 412**  
**BY BUSINESS COMMITTEE**  
 AN ACT

RELATING TO MANAGED CARE; AMENDING SECTION 41-3905, IDAHO CODE, TO REVISE THE DEPOSIT REQUIRED OF AN ORGANIZATION OFFERING A LIMITED MANAGED CARE PLAN; AMENDING SECTION 41-3910, IDAHO CODE, TO REVISE THE ANNUAL FILING DATE OF A REPORT SHOWING A MANAGED CARE ORGANIZATION'S AUDITED FINANCIAL CONDITION; AMENDING SECTION 41-3914, IDAHO CODE, TO REVISE A REQUIREMENT RELATED TO ANNUAL DISCLOSURES FURNISHED TO THE DEPARTMENT OF INSURANCE; AMENDING SECTION 41-3918, IDAHO CODE, TO REVISE A PROVISION RELATED TO THE REVIEW AND APPROVAL OF GRIEVANCE PROCEDURES BY MEMBER REPRESENTATIVES OF MANAGED CARE ORGANIZATIONS AND TO DELETE A CODE REFERENCE.

**HOUSE BILL NO. 413**  
**BY STATE AFFAIRS COMMITTEE**  
 AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 33-406, IDAHO CODE, TO PROVIDE FOR APPLICATION BY A QUALIFIED SCHOOL ELECTOR FOR STATUS AS A PERMANENT ABSENTEE VOTER AND TO PROVIDE FOR PROCESSING OF SUCH APPLICATION; AMENDING SECTION 34-1002, IDAHO CODE, TO PROVIDE FOR WRITTEN APPLICATION BY ANY REGISTERED ELECTOR TO THE COUNTY CLERK FOR STATUS AS A PERMANENT ABSENTEE VOTER, TO PROVIDE FOR VALIDATION, PROCESS AND TABULATION OF ONGOING ABSENTEE BALLOTS, TO PROVIDE FOR TERMINATION OF PERMANENT ABSENTEE VOTER STATUS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 50-443, IDAHO CODE, TO PROVIDE FOR WRITTEN

APPLICATION BY ANY REGISTERED MUNICIPAL ELECTOR TO THE CITY CLERK FOR AN OFFICIAL BALLOT, TO PROVIDE FOR ANY REGISTERED MUNICIPAL ELECTOR TO SUBMIT AN APPLICATION TO THE COUNTY CLERK FOR STATUS AS A PERMANENT VOTER PURSUANT TO IDAHO CODE, TO PROVIDE FOR PROCESSING OF SUCH APPLICATION AND TO MAKE TECHNICAL CORRECTIONS.

**HOUSE BILL NO. 414**  
**BY COMMERCE AND HUMAN RESOURCES**  
**COMMITTEE**  
 AN ACT

RELATING TO STATE EMPLOYEES; AMENDING SECTION 67-5303, IDAHO CODE, TO PROVIDE THAT CERTAIN EMPLOYEES AND THEIR SUPERVISORS HIRED TO CONDUCT ACTIVITIES UNDER THE IDAHO PLANT PEST ACT SHALL BE CONSIDERED NONCLASSIFIED EMPLOYEES AND TO DELETE OBSOLETE LANGUAGE.

**HOUSE BILL NO. 415**  
**BY COMMERCE AND HUMAN RESOURCES**  
**COMMITTEE**  
 AN ACT

RELATING TO THE BOARD OF VETERINARY MEDICINE; AMENDING SECTION 54-2105, IDAHO CODE, TO AUTHORIZE THE BOARD TO EMPLOY AN EXECUTIVE DIRECTOR AND EMPLOY OR CONTRACT WITH OTHER INDIVIDUALS TO PERFORM CERTAIN DUTIES, TO AUTHORIZE THE BOARD TO DETERMINE COMPENSATION AND TO PROVIDE THAT THE EXECUTIVE DIRECTOR SHALL BE EXEMPT FROM THE PROVISIONS OF THE PERSONNEL SYSTEM.

**HOUSE BILL NO. 416**  
**BY COMMERCE AND HUMAN RESOURCES**  
**COMMITTEE**  
 AN ACT

RELATING TO THE DEPARTMENT OF ADMINISTRATION AND GROUP INSURANCE; AMENDING SECTION 67-5761, IDAHO CODE, TO REVISE POWERS AND DUTIES OF THE DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION REGARDING GROUP INSURANCE; AMENDING SECTION 67-5765, IDAHO CODE, TO PROVIDE CORRECT STATUTORY CITATIONS; AMENDING SECTION 67-5767, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 67-5768, IDAHO CODE, TO PROVIDE CORRECT STATUTORY CITATIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-5769, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION SHALL ALLOCATE THE APPORTIONED SHARE OF THE REASONABLE COSTS OF ADMINISTRATION TO EACH PARTICIPATING STATE UNIT IN THE SAME PROPORTION THAT THE AMOUNT OF EMPLOYEES BEARS TO THE TOTAL NUMBER OF EMPLOYEES EXCLUDING TEMPORARY OR PART-TIME EMPLOYEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-5770, IDAHO CODE, TO PROVIDE CORRECT STATUTORY CITATIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5771, IDAHO CODE, TO PROVIDE FOR THE CREATION OF THE GROUP

INSURANCE FUND, TO PROVIDE FOR CORRECT STATUTORY CITATIONS AND TO PROVIDE CORRECT TERMINOLOGY; AND AMENDING SECTION 67-5772, IDAHO CODE, TO DELETE REFERENCE TO RULES.

**HOUSE BILL NO. 417**  
**BY JUDICIARY, RULES, AND ADMINISTRATION**  
**COMMITTEE**  
 AN ACT

RELATING TO ADULT CRIMINAL SEX OFFENDERS; AMENDING CHAPTER 83, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-8331, IDAHO CODE, TO RESTRICT PERSONS CURRENTLY REGISTERED OR REQUIRED TO REGISTER UNDER THE IDAHO SEX OFFENDER REGISTRATION ACT FROM LIVING TOGETHER IN GROUPS EXCEEDING TWO REGISTERED OFFENDERS, TO PROVIDE DEFINITIONS, TO PROVIDE FOR EXCEPTIONS, TO PROVIDE FOR STANDARDS RELATING TO RESIDENTIAL HOUSES FOR REGISTERED SEX OFFENDERS, TO PROVIDE FOR NOTICE TO THE DEPARTMENT OF CORRECTION, TO PROHIBIT VIOLATIONS OF THIS SECTION AND TO PROVIDE FOR INJUNCTIVE RELIEF FOR CITIES AND COUNTIES; AND DECLARING AN EMERGENCY.

**HOUSE BILL NO. 418**  
**BY REVENUE AND TAXATION COMMITTEE**  
 AN ACT

RELATING TO COOPERATIVE SERVICE AGENCIES; AMENDING SECTION 33-317, IDAHO CODE, TO PROVIDE THAT APPROVAL OF A FACILITY LEVY REQUIRES A SIXTY-SIX AND TWO-THIRDS PERCENT AFFIRMATIVE VOTE OF ALL VOTES CAST IN THE DISTRICTS COMBINED AS THOUGH THE ELECTORS VOTING IN SUCH ELECTION WERE A SINGLE DISTRICT.

**HOUSE BILL NO. 419**  
**BY REVENUE AND TAXATION COMMITTEE**  
 AN ACT

RELATING TO THE STATE TAX COMMISSION; AMENDING SECTION 63-105A, IDAHO CODE, TO PROVIDE FOR A CADASTRAL CERTIFICATION PROGRAM AND TO MAKE A TECHNICAL CORRECTION.

**H 402, H 403, H 404, H 405, H 406, H 407, H 408, H 409, H 410, H 411, H 412, H 413, H 414, H 415, H 416, H 417, H 418, and H 419** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**S 1259**, by McGee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

**S 1282**, by State Affairs Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

**S 1284**, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

There being no objection, the House advanced to the Tenth Order of Business.

**Second Reading of Bills and Joint Resolutions**

**H 355**, by State Affairs Committee, was read the second time by title and filed for third reading.

**Third Reading of Bills and Joint Resolutions**

H 343 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Collins to open debate.

The question being, "Shall **H 343** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 343** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 344** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Barrett to open debate.

The question being, "Shall **H 344** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 344** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 345** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Harwood to open debate.

The question being, "Shall **H 345** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 345** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 346** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Killen to open debate.

The question being, "Shall **H 346** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 346** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 349** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Sayler to open debate.

The question being, "Shall **H 349** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 349** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 357** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Wood(35) to open debate.

The question being, "Shall **H 357** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 357** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 358** was read the third time at length, section by section, and placed before the House for final consideration. filed for first reading.

At this time, the Speaker recognized Mr. Smith(24) to open debate.

The question being, "Shall **H 358** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- Bowers, Thomas. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 358** passed the House. Title was approved and the bill ordered transmitted to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

### Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Friday, January 25, 2008. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:14 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk